



# MINUTES

## LAW ENFORCEMENT AND CRIMINAL JUSTICE INTERIM COMMITTEE

LEGISLATURE

Wednesday, September 18, 2019 | 1:15 p.m. | 25 House Building

### Members Present:

Sen. Keith Grover, Chair  
Rep. Lee B. Perry, Chair  
Sen. Don L. Ipson  
Sen. Kathleen Riebe  
Rep. Kim F. Coleman  
Rep. Kelly B. Miles  
Rep. Val K. Potter  
Rep. Marie H. Poulson  
Rep. Angela Romero  
Rep. Jeffrey D. Stenquist  
Rep. Mark A. Strong

### Members Absent:

Sen. Daniel W. Thatcher  
Sen. Evan J. Vickers  
Rep. Sandra Hollins  
Rep. John Knotwell  
Rep. Paul Ray  
Rep. Mike Schultz

### Staff Present:

Mr. John Feinauer, Policy Analyst  
Ms. Esther D. Chelsea-McCarty, Associate General Counsel  
Ms. Chelsea Grant, Associate General Counsel  
Ms. Tracey Fredman, Administrative Assistant

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

## 1 . Committee Business

Chair Perry called the meeting to order at 1:23 p.m. and excused Rep. Sandra Hollins and Rep. Paul Ray from the meeting.

**MOTION:** Rep. Miles moved to approve the minutes of the August 21, 2019, meeting. The motion passed with a vote of 6 - 0 - 11.

### Yeas-6

Sen. K. Grover  
Rep. K. Miles  
Rep. L. Perry  
Rep. M. Poulson  
Sen. K. Riebe  
Rep. J. Stenquist

### Nays-0

### Absent-11

Rep. K. Coleman  
Rep. S. Hollins  
Sen. D. Ipson  
Rep. J. Knotwell  
Rep. V. Potter  
Rep. P. Ray  
Rep. A. Romero  
Rep. M. Schultz  
Rep. M. Strong  
Sen. D. Thatcher  
Sen. E. Vickers

## 2 . Trauma Informed Justice

### [2a - CCJJ Summary Findings and Recommendations: H.B. 177 - Trauma-Informed Justice Provisions](#)

Jenny Livsey, member, Multi-Disciplinary Trauma Informed Committee, spoke about the challenges many victims of crime encounter when working with the justice system.

Gary Scheller, Director, Utah Office of Victims of Crime, discussed the findings and recommendations of the Multi-Disciplinary Trauma Informed Committee.

## 3 . Vehicle Safety Inspections

[3a - 2017 General Session H.B. 265, "Safety Inspection Amendments"](#)[3b - Utah Highway Patrol Vehicle Safety Information](#)

Sen. Riebe introduced the discussion about safety on Utah highways since the implementation of provisions in 2017 General Session S.B. 77, "Vehicle Safety Inspection Amendments."

John Dougall, Utah State Auditor, provided background to the issue and responded to committee members' questions.

Connor Boyack, President, Libertas Institute, spoke to the issue of whether vehicle safety inspections contribute significantly to safety of drivers on Utah roads.

[3c - Libertas Institute, impact review of H.B. 265, Safety Vehicle Inspections](#)

Lt. Matt Spillman, Vehicle Safety Inspection Section Commander, Utah Highway Patrol, reviewed statistical data pertaining to general safety inspections and crash inspections performed in recent years.

Col. Michael Rapich, Utah Highway Patrol, commented on the implementation of resources and funding received by the Utah Highway Patrol to enforce safety on Utah roads.

**MOTION:** Sen. Riebe moved to open a committee bill file to address vehicle safety inspection amendments. The motion passed with a vote of 6 - 3 - 8.

Yeas-6

Sen. D. Ipson  
Rep. L. Perry  
Rep. V. Potter  
Rep. M. Poulson  
Sen. K. Riebe  
Rep. A. Romero

Nays-3

Rep. K. Miles  
Rep. J. Stenquist  
Rep. M. Strong

Absent-8

Rep. K. Coleman  
Sen. K. Grover  
Rep. S. Hollins  
Rep. J. Knotwell  
Rep. P. Ray  
Rep. M. Schultz  
Sen. D. Thatcher  
Sen. E. Vickers

**4 . Asset Forfeiture**[4a - Draft Legislation, Asset Forfeiture Revisions](#)[4b - Principled Asset Forfeiture, Policing for Protection](#)[4c - Successful Drug Interdiction Case Examples](#)

David Spatafore, representing Utah Police Chiefs, discussed the asset forfeiture process and the provisions of 2020 General Session draft legislation "Asset Forfeiture Revisions."

Daniel Burton, Chief of Policy and Legislative Affairs, Utah Attorney General's Office, responded to questions about the eligibility of agencies for grant money.

David Walsh, Deputy Director, Utah Commission on Criminal and Juvenile Justice, responded to questions regarding clarifying language in the draft legislation.

Brian Redd, Chief Investigator, Department of Public Safety, responded to questions regarding current law regarding seizures.

Connor Boyack discussed concerns with the draft legislation that he would like to see discussed further.



Jim Bradshaw, attorney, spoke in opposition to the draft legislation.

Chair Perry turned chair to Rep. Coleman.

**MOTION:** Rep. Perry moved to recommend 2020 General Session draft legislation "Asset Forfeiture Revisions."

**SUBSTITUTE MOTION:** Rep. Miles moved to wait and address this bill at the November interim meeting. The substitute motion passed with a vote of 10 - 0 - 7.

Yeas-10

Rep. K. Coleman  
Sen. D. Ipson  
Rep. K. Miles  
Rep. L. Perry  
Rep. V. Potter  
Rep. M. Poulson  
Sen. K. Riebe  
Rep. A. Romero  
Rep. J. Stenquist  
Rep. M. Strong

Nays-0

Absent-7

Sen. K. Grover  
Rep. S. Hollins  
Rep. J. Knotwell  
Rep. P. Ray  
Rep. M. Schultz  
Sen. D. Thatcher  
Sen. E. Vickers

**5 . Other Items/Adjourn**

**MOTION:** Sen. Ipson moved to adjourn the meeting. The motion passed with a vote of 10 - 0 - 7.

Yeas-10

Rep. K. Coleman  
Sen. D. Ipson  
Rep. K. Miles  
Rep. L. Perry  
Rep. V. Potter  
Rep. M. Poulson  
Sen. K. Riebe  
Rep. A. Romero  
Rep. J. Stenquist  
Rep. M. Strong

Nays-0

Absent-7

Sen. K. Grover  
Rep. S. Hollins  
Rep. J. Knotwell  
Rep. P. Ray  
Rep. M. Schultz  
Sen. D. Thatcher  
Sen. E. Vickers

Acting Chair Coleman adjourned the meeting at 3:38 p.m.